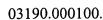
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## **PATENT APPLICATION**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	) E
Eddie F. RAY, III, et al.	Examiner: Not Yet Assigned
Application No.: 10/766,504	: Group Art Unit: 3738
Application No.: 10/700,304	<i>)</i> :
Filed: January 27, 2004	) 2
For: BONE GRAFTS	) July 6, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

For the concise statement of relevance for the non-English documents the Examiner is referred to the abstracts attached thereto.

## **CONCLUSION**

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Ronald A. Clayton Attorney for Applicants

Registration No. \_

26,718

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3800 Facsimile: (212) 218-2200 405294v1

FORM PTO 1449 (modified) ATTY DOCKET NO. 03190.000100. APPLICATION NO. 10/766,504 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE PLICANT EDDIE F. RAY, III, ET AL. LIST OF REFERENCES CITED BY APPLICANT(S) 0 7 2005 (Use several sheets if necessar) **GROUP 3738** ING DATE January 27, 2004 U.S. PATENT DOCUMENTS FILING DATE \*EXAMINER DOCUMENT SUBCLASS DATE NAME CLASS NUMBER INITIAL 05/04/54 **Knowles** 128 92 2,677,369 3,848,601 11/19/74 Ma et al. 128 305 3,918,100 11/11/75 Shaw et al. 3 1.9 4,294,753 10/13/81 Urist 260 112 R 3 01/12/82 **Patil** 1.91 4,309,777 4,314,380 02/09/82 Miyata et al. 3 1.9 05/25/82 Branemark et al. 3 3,330,891 1 4,349,921 09/21/82 Kuntz 3 1 424 4,394,370 07/19/83 **Jefferies** 95 4,440,750 04/03/84 Glowacki et al. 424 95 3 4,472,840 09/25/84 **Jefferies** 1.9 02/26/85 128 92 G 4,501,269 **Bagby** 4,526,909 07/02/85 Urist 623 115 623 06/24/86 Urist 16 4,596,574 11/04/86 Caplan et al. 632 16 4,620,327 12/09/86 623 4,627,853 Campbell et al. 16 4,678,470 07/07/87 Nashef et al. 623 16 OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.) **EXAMINER** DATE CONSIDERED

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	WO 98/17209	04/30/98	PCT	· · · · · · · · · · · · · · · · · · ·			
	WO 98/55052	12/10/98	PCT				
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	WO 98/56433	12/17/98	РСТ				
	WO 99/09914	03/04/99	РСТ				
	WO 00/07527	02/17/00	PCT				
	WO 00/19911	04/13/00	PCT				
	WO 00/24327	05/04/00	PCT				
	0 179 695 A1	04/30/86	EPO		,	Abstract	
	0 538 183 A1	04/21/93	EPO			Abstract	
	0 599 419 A2	06/01/94	EPO				
	2 703 580	10/14/94	FR			Abstract	
	2 710 519	04/07/95	FR			Abstract	
	0 077 159 A1	04/20/83	EPO				
	0 179 695 A1	04/30/86	EPO			Abstract	
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	WO 94/25893	11/10/94	РСТ							
	WO 96/40013	12/19/96	РСТ							
	WO 97/13378	4/10/97	РСТ							
	WO 97/15248	05/1/97	PCT			Abstract				
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			al Transplant Foundation					
	Lane, J.M., M.D., E Morphogenetic Pi pp. 3, 25, 37, 49.	Lane, J.M., M.D., Boden, S.D., M.D., the Potential of Recombinant Human Bone Morphogenetic Protein-2 in Orthopedics: A Compendium of Scientific Studies and Reviews, pp. 3, 25, 37, 49.						
	Musculoskeletel 1	Musculoskeletel Transplant Foundation: Quality Must be First Priority, pp. 1-16.						
	Simmons, J.W., B	one Banki	ng Spine Surgery: An Al	nthology, Chap	ter 40, pp. 4	59-470.		
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	Unilab Surgibone (TUV Product Service), Unilab Inc.						
	Vich, J.M., M.D., Anterior Cervical Interbody Fusion With Threaded Cylindrical Bone, J. Neurosurg 63: 750-753 1985.						
	Vich, J.M., M.D., <i>Update on the Cloward Procedure: New Instruments</i> , J. Neurosurg, Vol. 81, Nov. 1994.						
	Albee, F.H., M.D., Bone Graft Surgery in Disease, Injury and Deformity, 1940, pp. 20-22.						
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	Ralph B. Clowa Cervical Disks.	ard, M.D., Ho	nolulu, Haiwaii, <i>The Ant</i> e	rior Approach	for Removal	of Ruptured	
	George W. Smith, M.D., Robert A. Robinson, M.D., Baltimore, Maryland, <i>The Treatment of Certain Cervical-Spine Disorders by Anterior Removal of the Intervertebral Disc and Interbody Fusion, The Journal of Bone and Joint Surgery</i> , Vol. 40-A, No. 3, June, 1958.						
	Product Literature: Cage CR Cervical-Spacing Cages, Scient' x, 10 et 7, Rue Duvivier - 75007, Paris.						
	Product Literature: Cage CH <i>Lumbar Spacing Cages</i> , Scient' x, 10 et 7, Rue Duvivier - 75007, Paris.						
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		0 <sup>th</sup> Annual Co	onference, North America		y, Oct. 18-21	, 1995,	
	Brown, Mark D., M.D., American Academy of Orthopaedic Surgeons 1996 Annual Meeting - Scientific Program, discussion of papers 73-75.						
	Takao Yamamuro, Replacement of the Lumbar Vertebrae of Sheep with Ceramic Prostheses, The Journal of Bone and Joint Surgery, British Vol. 72-B, No. 5, Sept. 1990.						
	Tobin N. Gerha	ert, M.D., et al.	, Clinical Orthopaedics a noral Defects in Sheep Us	nd Related Res	search, No. 2	293, pp. 317- Bone	
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